

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hans Ulrich Frutschi

Application No.: **10/717,712**

Filed: 21 November 2003

For: Intake Silencer for Gas Turbine

Art Unit: 3745

Examiner: Verdier, Christopher

Atty. Ref. No.: 003-094

Via EFS-Web

**TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321 (b), (c)**

**Mail Stop AMENDMENT**

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The owner, ALSTOM Technology LTD of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shorted by any terminal disclaimer, of ☐ prior Patent No. ☒ U.S. application number 10/717,711. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

**The undersigned is an attorney of record.**



Adam J. Cermak

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Date: 23 February 2006